

By: Kuempel

H.B. No. 3005

A BILL TO BE ENTITLED

AN ACT

relating to certain promotional activities on the premises of a retailer of alcoholic beverages.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 108.061, Alcoholic Beverage Code, is amended to read as follows:

Sec. 108.061. SWEEPSTAKES PROMOTIONS AUTHORIZED. (a) Notwithstanding the prohibition against prizes given to a consumer in Section 108.06 and subject to the rules of the commission, a manufacturer or nonresident manufacturer may offer a prize to a consumer if the offer is a part of a promotional sweepstakes activity. A purchase or entry fee may not be required of any person to enter in a sweepstakes authorized under this section. A person affiliated with the alcoholic beverage industry may not receive a prize from a sweepstakes promotion.

(b) Commission rules implementing this section may not prohibit a manufacturer or nonresident manufacturer from awarding a prize to a consumer on a retailer's premises in a sweepstakes conducted under this section.

SECTION 2. This Act takes effect September 1, 2017.